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Attorneys for Plaintiff JAVIER MARIN

SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF SAN DIEGO

THERESA BENDORF, JAVIER MARIN, and
KRISTY PRATHER, on behalf of themselves
and others similarly situated, and on behalf of
other aggrieved employees pursuant to the
California Private Attorneys General Act;

Plaintiffs,

v.

SEA WORLD LLC, a Delaware limited liability
company doing business as SEAWORLD SAN
DIEGO or AQUATICA SAN DIEGO;
SEAWORLD PARKS & ENTERTAINMENT,
INC., a Delaware corporation; and DOES 1
through 25, inclusive,

Defendants.

Lead Case No. 37-2021-00034922-CU-OE-CTL

Other Included Actions:

Case No. 37-2021-00036521-CU-OE-CTL
Case No. 37-2021-00049040-CU-OE-CTL
Case No. 37-2021-00047859-CU-OE-CTL
Case No. 37-2022-00001083-CU-OE-CTL

CLASS AND REPRESENTATIVE ACTION

**DECLARATION OF JAVIER MARIN IN
SUPPORT OF PLAINTIFFS' MOTION FOR
FINAL APPROVAL OF CLASS ACTION
AND PAGA SETTLEMENT**

Date: September 13, 2024
Time: 1:30 P.M.
Department: C-69
Judge: Hon. Katherine A. Bacal

DECLARATION OF JAVIER MARIN

I, Javier Marin, hereby declare and state as follows:

1. I am an individual over the age of 18. I am the named plaintiff in the above-reference action. I have personal knowledge of the facts set forth below and if called to testify I could and would do so competently.

2. I was hired by Defendant Sea World LLC ("Defendant") as a Banquet Bartender in about February 2021. I work as an hourly, non-exempt employee.

3. As a result of Defendant's staffing and scheduling practices and work demands, I often worked overtime and was not able to take off-duty meal and rest breaks. On occasions when I receive meal and/or rest break premiums for missed breaks, the premiums are paid at my base hourly rate of pay instead of the regular rate of pay, which includes non-discretionary incentive wages. In addition, when overtime wages are paid, my paystubs show the overtime rate of pay as the base hourly rate of pay and/or one-half of the base hourly rate of pay.

4. I do not have any interests adverse to the Class, nor have any such issues been raised or presented.

5. I am proud of the result and accomplishment of this lawsuit. I feel that it is a positive accomplishment and understand that other people will benefit because of the actions that I have taken. I believe that the class settlement is fair, adequate, and reasonable.

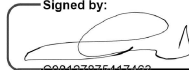
6. I understand that I could have been liable for Defendant's legal costs had Defendant prevailed in this lawsuit. I also understand that this lawsuit was filed in the public court records, which may affect my ability to obtain future employment.

7. I met with Class Counsel, had numerous discussions with Class Counsel, and provided substantive information regarding Defendant's policies and practices at issue in this case. I have also reviewed the relevant pleadings and Settlement Agreement in this matter.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on this 21th day of August 2024, at San Diego, California.

Signed by:



Javier Marin